

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

C.A. NO. 04CV10704RWZ

JOHN J. BAUGHAN,

Plaintiff

v.

KEITH PELLETIER, TODD OLIVER,
FRANCOIS NAPERT, SCOTT
ARRINGTON,

Defendants

DEFENDANTS' MOTION TO DISMISS
SECOND AMENDED COMPLAINT

Now come the defendants, Keith Pelletier, Todd Oliver, Francois Napert, and Scott Arrington, and hereby move, pursuant to Fed.R.Civ.P. 12(b)(6), that this Honorable Court dismiss all claims against them. As grounds therefor, the defendants state that the Complaint fails to state a claim upon which relief may be granted. As further grounds therefor, the defendants rely on the accompanying Memorandum.

WHEREFORE, the defendants respectfully request that this Court dismiss all claims against them.

DEFENDANTS

By their attorneys,

/s/Jonathan M. Silverstein
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Jackie Cowin (BBO# 655880)
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